

WVS
ORIGINAL

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FILED IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII

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Attorneys for Defendant PNC BANK, NATIONAL ASSOCIATION

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

MARC DAGUPION,

Plaintiff,

v.

GREEN TREE SERVICING, LLC;
NATIONAL CITY MORTGAGE CO.,
a subsidiary of NATIONAL CITY
BANK now known as PNC BANK,
NATIONAL ASSOCIATION; LOAN
NETWORK LLC; JOHN DOES 1-10;
JANE DOES 1-10; DOE
CORPORATIONS, PARTNERSHIPS
OR OTHER ENTITIES 1-10,

Defendants.

CIVIL NO.: CV11-00120 SOM-KSC

**DEFENDANT PNC BANK,
NATIONAL ASSOCIATION,
SUCCESSOR BY MERGER TO
NATIONAL CITY MORTGAGE, A
DIVISION OF NATIONAL CITY
BANK'S MOTION FOR RULE 11
SANCTIONS; MEMORANDUM OF
POINTS AND AUTHORITIES IN
SUPPORT OF MOTION FOR RULE
11 SANCTIONS; EXHIBITS A – B;
CERTIFICATE OF COMPLIANCE
WITH PAGE LIMITATIONS**

**DEFENDANT PNC BANK, NATIONAL ASSOCIATION'S
MOTION FOR RULE 11 SANCTIONS**

Comes now Defendant PNC BANK, NATIONAL ASSOCIATION, ("PNC"), by and through its counsel, The Law Office of David B. Rosen, ALC, and respectfully moves this Court for an order of appropriate sanctions against the above-named plaintiff and his counsel, Robin R. Horner, pursuant to Rule 11 of the Federal Rules of Civil Procedure ("FRCP"). Defendant PNC requests that said sanctions include the payment to PNC of its reasonable attorney's fees and costs incurred in defending itself in this action.

This Motion is made pursuant to FRCP Rule 11, and is based upon the Memorandum of Points and Authorities in Support of Motion for Rule 11 Sanctions, attached hereto, and the pleadings, documents, and the arguments presented in this matter.

DATED: Honolulu, Hawaii, September 30, 2011.



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PNC BANK, NATIONAL ASSOCIATION